

Under the provisions of Section 413.031 of the Texas Workers' Compensation Act, Title 5, Subtitle A of the Texas Labor Code, effective June 17, 2001 and Commission Rule 133.305, titled Medical Dispute Resolution-General, and 133.307, titled Medical Dispute Resolution of a Medical Fee Dispute, a review was conducted by the Division regarding a medical fee dispute between the requestor and the respondent named above. This dispute was received on 7/28/03.

I. DISPUTE

Whether there should be reimbursement for dates of service 5/23/02, 6/13/02, 6/14/02, 6/28/02, 7/01/02, 7/02/02, 7/17/02, 8/16/02, and 8/21/02.

II. FINDINGS

Based on Rule 133.307(d)(1), a request for medical dispute resolution shall be considered timely if it is filed with the division no later than one year after the date of service in dispute. Therefore, dates of service 5/23/02 through 7/17/02 are not eligible for review.

III. RATIONALE

The Requestor billed for CPT codes 97265, 97112-59, 97014, and 97010 for date of service 8/16/02 and CPT code 97750 for date of service 8/21/02. The Carrier denied reimbursement as "R X206 – The service(s) is for a condition(s) which is not related to the covered work related injury. For reconsideration of charges, please submit documentation to support the relatedness of services rendered to the work related injury." There is no TWCC-21 filed with the Commission, therefore this dispute will be reviewed per the 1996 Medical Fee Guideline.

The Commission's request for additional documentation (MR-116) letter was mailed on 8/26/03. Based on TWCC Rule 133.307(g)(3)(B), the Requestor must submit a copy of any pertinent medical records or other documentation relevant to the fee dispute. The Requestor failed to submit medical documentation where services were performed. Therefore, reimbursement is not recommended.

IV. DECISION

Based upon the review of the disputed healthcare services within this request, the Division has determined that the Requestor is not entitled to reimbursement.

The above Findings and Decision is hereby issued this 18th day of February 2004.

Pat DeVries
Medical Dispute Resolution Officer
Medical Review Division

PD/pd